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Voluntary - Public

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## China - Peoples Republic of

**Post:** Beijing

### Canola Quarantine Measure

#### Report Categories:

FAIRS Subject Report

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#### Report Highlights:

On November 24, 2009, China notified the WTO of "Announcement on Emergency Quarantine Measures for Imported Rapeseed (AQSIQ Announcement No. 101)" as SPS/N/CHN/200. This measure was enacted by the Administration for Quality, Supervision, Inspection, and Quarantine (AQSIQ). The measure entered into force immediately, November 15, 2009. This report contains an UNOFFICIAL translation of SPS/200.

#### Executive Summary:

On November 24, 2009, China notified the WTO of "Announcement on Emergency Quarantine Measures for Imported Rapeseed (AQSIQ Announcement No. 101)" as SPS/N/CHN/200. The measure entered into force immediately, November 15, 2009. This report contains an UNOFFICIAL translation of SPS/200.

The WTO announcement lists the nature of the urgent problem and reason for urgent action and immediate adoption as, “Recently, *Leptosphaeria maculans* has been intercepted in rapeseeds from Canada and Australia.” Further the notification describes the measure was completed, “In order to prevent the introduction of the quarantine pest *Leptosphaeria maculans*, emergency quarantine measures for imported rapeseed are to be implemented. The authority of export country is requested to conduct pre-export inspection and issue plant quarantine certificate. Transitional measures will be taken for the harvested rapeseeds.” Expert evaluation about whether this or similar pests are endemic to China or are under effective internal controls is warranted.

Thanks go to the Embassies of Canada and Australia in Beijing for assistance in translating and reviewing this standard.

This report contains an UNOFFICIAL translation this measure.

**General Information:**

BEGIN TRANSLATION

**Announcement on Emergency Quarantine Measures for Imported Canola Seed**

**Promulgated by General Administration of Quality Supervision, Inspection and Quarantine of the People's Republic of China**

**(General Administration [2009] No. 101 Announcement)**

[2009] No. 101

**Announcement on Emergency Quarantine Measures for Imported Canola seed**

Recently, the entry-exit inspection and quarantine agencies have detected *Leptosphaeria maculans*, a kind of quarantine pest in imported canola seed from Canada and Australia repeatedly. According to relevant expert risk assessments, *Leptosphaeria maculans* is a kind of fungus disease and will pose severe threat to canola production in our country. To prevent *Leptosphaeria maculans* and other pests from entry and to protect our agricultural productions, in accordance with the “Law of the People’s Republic of China on the Entry and Exit Animal and Plant Quarantine” and its enforcement regulations, after negotiations with Canadian and Australian sides, with reference to relevant WTO rules, the emergency quarantine measures for imported canola seeds are promulgated as follows:

- I. As of November 15, 2009, importers importing canola seeds shall apply to the General Administration of Quality Supervision, Inspection and Quarantine (AQSIQ) for “Animal and Plant Quarantine Import Permit” before entering into relevant business contracts. At present, only Canada and Australia are approved to export canola seeds to China. Any country or region that has not obtained approval for canola seed exports to China shall be prohibited from exporting canola seeds to China until its official inspection and quarantine authorities submit an application to AQSIQ and provide required technical documents on occurrence conditions and control measures of *Leptosphaeria maculans* and other pests in canola producing areas. To grant approvals, Chinese experts need to assess relevant risk according to the documents and identify

applicable inspection and quarantine requirements.

- II. The following transitional quarantine measures shall apply to the imported canola seeds that are harvested in current producing season from Canada and Australia:
  - (I) As of November 15, 2009, the official inspection and quarantine agencies of Canada and Australia shall conduct examinations on *Leptosphaeria maculans* for each consignment of canola seeds exported to China and note the test results in the additional declaration column on phytosanitary certificate.
  - (II) If there is no detection of *Leptosphaeria maculans*, the consignment can be exported to China. If there is detection of *Leptosphaeria maculans*, the consignment can be exported to ports of non-primary canola producing areas of China, including Hainan, Guangdong, Guangxi, Fujian, Hebei, Liaoning and Tianjin, and be processed under special supervision in specified processing establishments which are qualified to meet relevant quarantine and epidemic prevention requirements.
- III. When consignments of canola seeds arrive at any port of entry of China, relevant entry-exit inspection and quarantine agencies shall check the phytosanitary certificates and other documents and conduct examinations on *Leptosphaeria maculans* and other quarantine pests. If any problem is found in inspection and quarantine, relevant measures shall be taken, including return, re-export, destroy or transfer to other ports.
- IV. From the new canola production season in 2010, the official inspection and quarantine agencies of Canada and Australia shall carry out an epidemiologic survey and monitor *Leptosphaeria maculans* in canola production areas, establish a system for exports of canola seeds in classification, harvest, storage and transportation to ensure all canola seeds exported to China are free from *Leptosphaeria maculans*, and state in the phytosanitary certificates that there is no any *Leptosphaeria maculans* or other quarantine pest that are concerned by China.
- V. Both importers and processing enterprises shall take effective anti-epidemic measures to prevent any canola seeds or plant residue from missing or leaking in loading, unloading and transportation. All canola seeds shall be stored and processed in the processing establishments which are approved by relevant inspection and quarantine agencies. All leftovers produced in working process shall be concentrated, incinerated or deeply buried under supervisions of relevant inspection and quarantine agencies. All imported canola seeds are strictly prohibited from seeding or resold to other enterprises.
- VI. Relevant entry-exit inspection and quarantine agencies shall conduct overall-process supervisions on loading, unloading, transportation, storage and processing of imported canola seeds, and conduct monitoring and investigation on *Leptosphaeria maculans* and other foreign pests in the peripheral localities of corresponding entry ports and processing plants. If any *Leptosphaeria maculans* is found, relevant emergency settlement and reporting programs shall be immediately taken in accordance with the "Preliminary Scheme on Emergency Settlement of Severe Entry-Exit Plant Epidemic Situations".

November 9, 2009

END TRANSLATION

